



PATENT  
ATTORNEY DOCKET NO.: 053933-5009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Mitsuhiro TOGASHI )  
Application No.: 09/821,742 ) Examiner: Unassigned  
Filed: March 30, 2001 ) Group Art Unit: 2651  
For: OPTICAL PICKUP )

Commissioner of Patents  
**BOX MISSING PARTS**  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

1. This replies to the Notice to File Missing Parts of Application (Confirmation No. 5457) mailed May 17, 2001.

A copy of the Notice To File Missing Parts Of Application-Filing Date Granted (Confirmation No. 5457) is enclosed.

2. Declaration Or Oath

☒ No declaration or oath was filed. Enclosed is the original Declaration.

☐ The specification attached to the declaration is a copy of the specification and any amendments thereto which were filed in the PTO to obtain the filing date.

☐ The declaration or oath which was filed was determined to be defective. A new original Combined Declaration and Power of Attorney is attached.

3. English Translation of Non-English Language Papers

☐ Submitted herewith is a verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the PTO.

[ ] Also enclosed is the Verification of Translation Document

4. Fee Calculation

Basic Fee: Patent Application-\$710.00 Design Application-\$320.00				\$ 710.00
	Number Filed	Number Extra	at a Rate of	\$
Total Claims	4 - 20 =	0	\$18.00 each =	\$ 0.00
Independent Claims	1 - 3 =	0	\$80.00 each =	\$ 0.00
Multiple dependent claim(s), if any			\$270.00	\$ 0.00
Missing Parts Surcharge Fee			\$130.00	\$ 130.00
SUB-TOTAL =				\$ 0.00
Reduction by 1/2 for filing by a small entity				\$ 0.00
SUB-TOTAL =				\$840.00
Fee For Application Filed With A Non-English Specification (37 C.F.R. 1.17(k) and 1.52(d))			\$130.00	+
Fee For Processing and retention of application (37 C.F.R. 1.21(l) and 1.53(d))			\$130.00	+
TOTAL FILING FEE =				\$ 840.00

## 5. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. 1.17(a)-(d), for the total number of months checked below:

<u>Total months requested</u>	<u>Fee for extension</u>	<u>[fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 390.00	\$190.00
<input type="checkbox"/> three months	\$ 890.00	\$445.00
<input type="checkbox"/> four months	\$1,390.00	\$695.00

Extension of time fee due with this request: \$\_\_\_\_\_

If an additional extension of time is required, please consider this a Petition therefor.

- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

## 6. Fee Payment

The total fee due is: Completion Fees \$840.00  
Extension Fees \$\_\_\_\_\_

Total Fee Due \$840.00

- ☐ Please charge the total fees due \$\_\_\_\_\_ to our Deposit Account No. 50-0310.
- ☒ Enclosed is a check in the amount of \$840.00 representing the Missing Parts fee, which includes \$710.00 for the basic filing fee and \$130.00 for the surcharge fee.
- ☒ **Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.

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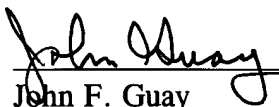
Page 4

7. Additional papers enclosed.

- ☒ Certified copy of Japanese Patent Application No. 2000-113130
- ☒ Claim for Priority
- ☒ Two Copies of Assignment Cover Sheet (Form PTO-1595)
- ☒ Assignment

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



John F. Guay

Reg. No. 47,248

Date: July 16, 2001

**CUSTOMER NO. 009629**

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/821,742	03/30/2001	Mitsuhiro Togashi	053933-5009

009629

MORGAN, LEWIS & BOCKIUS  
1800 M STREET NW  
WASHINGTON, DC 20036-5869

CONFIRMATION NO. 5457

## FORMALITIES LETTER



\*OC000000006086291\*

Date Mailed: 05/17/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

07/17/2001 MYUSUF1 00000170 09821742

01 FC:101  
02 FC:105

710.00 OP  
130.00 OP